ELIZABETH M. BARROS
California State Bar No. 227629
FEDERAL DEFENDERS OF SAN DIEGO, INC.
225 Broadway, Suite 900
San Diego, CA 92101-5008
(619) 234-8467/Fax: (619) 687-2666
E-Mail: elizabeth_barros@fd.org

Attorneys for Armando Aramburo-Uribe

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

(HONORABLE THOMAS J. WHELAN)

UNITED STATES OF AMERICA, Plaintiff, v. ARMANDO ARAMBURO-URIBE, Defendant.	)	Case No. 08CR0822-W **DECLARATION OF ARMANDO ARAMBURO-URIBE**

DECLARATION OF ARMANDO ARAMBURO-URIBE

I, Armando Aramburo-Uribe, declare:

1. I am 23 years old.

2. I was arrested on February 20, 2008. Prior to my arrest that day, I had never before been arrested.

3. On February 20, 2008, I was in the United States. I walked toward the border with Mexico. There was a line to exit the United States that extended through the plaza in front of the border. I had not yet passed the building in front of the border or reached the pedestrian overpass, when I turned around and started to walk north, in the opposite direction of the border. As I walked away from the border an officer walked toward me and ordered me to go over to him. Specifically, I remember him saying, "Hey, hey, hey, come over here."

4. I walked over to the officer as I was ordered to do. I did not feel free to leave or ignore the officer.

5. When I reached the officer, he told me to move over a little bit. I did as the officer instructed.

6. The officer asked me where I was going. I told him I was going to look for my cell phone. He then clarified that he wanted to know where I was going before I got out of line. I told him I was going to Mexico.

7. The officer said he needed to search me first. The officer patted me down and told me to take everything out of my pockets. I complied with the officer's orders. The officer did not tell me that I had the right to refuse to show him what I had in my pockets. When I emptied my pockets, the officer saw that I had some money orders. He told me to accompany him and he took me by the arm inside a building.

8. Once inside, the officer patted me down again. He told me to put everything that I had on top of a table and to sit down on a seat. He then called over a female officer and she started to count the money orders. While she was counting the money orders, the male officer took my wallet from the table and took out my identification and my visa. He told me– "For this, you are going to lose your visa."

9. The officers asked me questions about the money orders. Neither the male or the female officer told me that I had the right to remain silent or have an attorney present with me. I did not feel free to leave or refuse to answer the officers' questions.

10. The statements that I made were in response to questions the officers asked me. For example, the officers asked me questions about where the money orders came from and whether I knew I had to declare the money. I was also ordered to write down how much cash I was carrying. I did not understand that I had the right to remain silent when they asked me these questions.

11. After asking me these questions and sitting there for awhile, I was taken to another building on the other side of the freeway. I was photographed and fingerprinted and placed in a cell.

12. About 5 hours after I was taken into the first building, three officers contacted me and advised me of my right to remain silent and to have an attorney present. When they told me that I was permitted to remain silent and have an attorney present, I invoked my rights.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and recollection.

DATED: 6-30-08

ARMANDO [signature]
ARMANDO ARAMBURO-URIBE

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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

(HONORABLE THOMAS J. WHELAN)

UNITED STATES OF AMERICA, Plaintiff, v. ARMANDO ARAMBURO-URIBE, Defendant.	)	Case No. 08CR1281-W **CERTIFICATE OF SERVICE**

Counsel for Defendant certifies that a copy of the foregoing document has been served this day upon:

U.S. Attorney CR
Efile.dkt.gc2@usdoj.gov

Respectfully submitted,

DATED: June 30, 2008

/s/ Elizabeth M. Barros
ELIZABETH M. BARROS
Federal Defenders of San Diego, Inc.
Attorneys for Armando Aramburo-Uribe